Single Bench

CF 1002 2004

IN THE HIGH COURT OF CHHATTISGARH AT BILASPUR.

WRIT PETITION (S) No. 4616 OF 2006

WRIT PETITION UNDER ARTICLES 226/227 OF THE CONSTITUTION OF INDIA

PETITIONER :: Sanyasi Ram Budek, S/o. late Shri Janak Ram Budek , aged about 56 years, Principal, Govt. Higher Secondary School, Saraipali R/o. Saraipali, Tahsil Saraipali, District- Mahasamund (C.G.)

P. 4652/06 Presented by Shri S.K. Pali dated 24/8/06

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VERSUS

RESPONDENTS : 1) State of Chhattisgarh, Acting through Principal Secretary, School Education, Department, DKS Bhavan, Mantralaya, Raipur (C.G.)

: 2) Mahender Singh Kashyap, Principal, Girls Higher Secondary School, Masturi, District Bilaspur (C.G.).

WRIT PETITION UNDER ARTICLES 226/227 OF THE CONSTITUTION OF INDIA FOR ISSUANCE OF

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APPROPRIATE WRIT/WRITS, ORDER/ORDERS, DIRECTION/DIRECTIONS etc.

XI-HC-78

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

मामला क्रमांक WP 4616/06 **सन् 200**

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आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

30.8.2006

Mr. K.A. Ansari, Sr. Advocate with Mr. S. Imtiaz Ali, Advocate for the petitioner.

Miss Deepali Pandey, P.L. for respondent No.1 on advance copy.

Heard.

By this petition the petitioner has challenged his transfer order dated 11.8.2006 (Annexure P-4) whereby he has been transferred from Government Adarsh Higher Secondary School, Saraipali to Government Higher Secondary School, Nardaha, District Raipur on administrative ground.

Learned Sr. Advocate for the petitioner submits in the year 2004 the State Government has decided to introduce CBSE course in 15 schools, as per Annexure P-1. In order to teach the students of those schools, certain teachers were trained and the petitioner was also one of those teachers, who was trained to teach the CBSE syllabus. Now by impugned order the petitioner has been transferred to a school in which CBSE course has not been introduced, therefore, by transferring the petitioner to a school where CBSE course is not there, the training, which was imparted to the petitioner, regarding CBSE syllabus will not be utilized.

In the circumstances, learned Sr. Advocate for the petitioner submits that the petitioner may be allowed to bring this anomaly to the notice of respondent No.1 by way of representation and in turn, he be

P.T.O.

XI-HC-78

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

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मामला क्रमांक ..... सन् 200

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश —2—	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

directed to decide the representation of the petitioner, to which learned counsel for the respondents have no objection.

Having heard learned counsel for the parties and having regard to the facts and circumstances of the case, without expressing any opinion on the merit of the case, the petitioner is allowed to make a detailed representation along with copy of this petition to respondent No.1 raising all this grievances and in turn, respondent No.1 is directed to decide the representation of the petitioner in accordance with law within a period of 30 days from the date of receipt of representations after considering all the points raised by the petitioner. In the meantime, the petitioner shall not be relieved, if he has not already been relieved.

With the direction aforesaid, the petition stands disposed of.

Consequently, M.(W.)P. No.3562/06 also stands disposed of.

Certified copy as per rules.

Sd/-
L.C.Bhadoo
Judge

Roshan/-

P.T.O.